

# CRIMINAL REFERRAL: JAMES TOEWS

Immediate Criminal Referral – ADA Fraud, Civil Rights Violations, False Claims Act, and Conspiracy

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Mr. Toews,

Your role in facilitating **systemic ADA fraud, civil rights violations, and deliberate obstruction of disability protections** necessitates this **formal criminal referral**.

**Criminal Offenses Committed:**

1. **ADA & Section 504 Violations (42 U.S.C. § 12101 & 29 U.S.C. § 794)** – You have knowingly participated in the **denial of federally protected disability rights**.
2. **False Claims Act (31 U.S.C. §§ 3729–3733)** – You have permitted the **fraudulent misuse of federal funds** intended to support ADA accommodations.
3. **Deprivation of Rights Under Color of Law (42 U.S.C. § 1983 & § 1985)** – Your actions have directly contributed to **systematic discrimination and legal obstruction**.
4. **Conspiracy to Obstruct Justice** – You have actively worked to ensure that **disability protections were not enforced**, constituting a violation of 18 U.S.C. § 241 & § 242.
5. **Racketeering & Fraud (RICO – 18 U.S.C. § 1961)** – You are complicit in a coordinated effort within OCR and HUD to **obstruct due process and engage in federal fraud**.
6. **Violation of the Ku Klux Klan Act of 1871 (42 U.S.C. § 1983 & § 1985) – Conspiracy to Violate Civil Rights**
  - a) The actions of **Avni Jagarlapudi, James Toews, Amelia Colomb, and Mordecai Simha** directly violate the **Ku Klux Klan Act of 1871**, which prohibits **government officials from conspiring to deny constitutional rights through fraud, abuse of power, and obstruction of justice**.
  - b)  **Government Collusion** – The named individuals **have acted in concert** to suppress the legally protected rights of disabled individuals by blocking enforcement of **ADA, Section 504, and housing protections**, preventing access to necessary accommodations with malicious intent to harm.
  - c)  **Deprivation of Rights** – They have engaged in a **systematic effort to deny, delay, and obstruct** rightful legal protections, mirroring the very

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abuses the **KKK Act of 1871** was designed to prevent—government-sponsored suppression of civil rights.

d)  **Failure to Act to Stop Civil Rights Violations** – Each named individual has had the legal authority to intervene and ensure federal protections were upheld but instead knowingly allowed or participated in discriminatory acts.

## Immediate demand for federal prosecution under the Ku Klux Klan Act of 1871 for civil rights conspiracy and targeted suppression of legal protections

### Constitutional Rights Violations

The **systematic obstruction of justice, denial of housing and disability accommodations, and fraudulent mismanagement of federal resources** violate numerous provisions of the **United States Constitution**, including but not limited to:

- **First Amendment – Retaliation for Asserting Legal Rights**
  - Suppression of lawful complaints and obstruction of access to justice for **exercising free speech to report government wrongdoing**.
- **Fourth Amendment – Unlawful Seizure & Privacy Violations**
  - **Collusion with landlords and eviction attempts** constitute **unlawful seizure and deprivation of property rights without due process**.
- **Fifth Amendment – Deprivation of Life, Liberty, & Property Without Due Process**
  - Denying access to housing vouchers and eviction without due process violates the **Takings Clause** and **Due Process Clause**.
- **Sixth Amendment – Denial of Fair and Impartial Judicial Proceedings**

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- Judicial corruption within the appellate and district courts has resulted in a **clear violation of the right to a fair trial and legal process.**
- **Seventh Amendment – Right to a Civil Trial for Housing & ADA Violations**
  - By obstructing access to fair legal recourse, the accused have **violated the constitutional right to a civil trial in matters involving fraud and contract violations.**
- **Eighth Amendment – Cruel & Unusual Punishment Through Housing & Financial Hardship**
  - The **deliberate denial of disability accommodations and legal housing protections** has created **inhumane conditions** equivalent to government-enforced hardship.
- **Ninth Amendment – Suppression of Rights Not Explicitly Listed in the Constitution**
  - The individuals have **actively worked to suppress housing rights, disability protections, and whistleblower protections** despite clear legal precedent affirming these rights.
- **Tenth Amendment – Federal Overreach & Suppression of State-Level Enforcement**
  - The **deliberate obstruction of ADA, VAWA, and Fair Housing Act protections** undermines **state obligations to protect individuals from federal housing discrimination.**
- **Thirteenth Amendment – Economic Coercion & Involuntary Servitude Through Unlawful Housing Denial**
  - By **withholding federal housing assistance, obstructing lawful voucher programs, and forcing economic hardship**, the named individuals have engaged in **modern economic coercion** akin to forced servitude.
- **Fourteenth Amendment – Equal Protection & Due Process Violations**
  - The systematic obstruction of housing rights and disability protections constitutes a **blatant violation of the Equal Protection Clause,**

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disproportionately harming **disabled individuals and those in vulnerable financial situations.**

**These constitutional violations, when combined, constitute a coordinated effort to suppress fundamental rights and must be prosecuted accordingly.**

## Whistleblower Protections & Immediate Protections for Victims

The **full weight of federal whistleblower protection laws** must be applied **immediately** to prevent further retaliation against me, my child, my extended family, my ex-wife, and her extended family.

**Immediate Federal Protection Under Whistleblower Laws (5 U.S.C. § 2302, 18 U.S.C. § 1513, & 31 U.S.C. § 3730(h))**

- I am **exposing large-scale fraud, conspiracy, and civil rights violations** and **must be granted full whistleblower protection** against any form of retaliation.

**Immediate DOJ & FBI Intervention for Safety and Legal Protections**

- The **coordinated government efforts to suppress, delay, and obstruct my legal claims** constitute a direct attack on my rights as a whistleblower and require **immediate federal intervention.**

**Recognition of Me and My Child as Victims Under the Crime Victims' Rights Act (18 U.S.C. § 3771)**

- I and my child **are victims of targeted discrimination, fraud, and civil rights abuses.**
- We are **entitled to full victim protections, legal assistance, and immediate relief.**

I have initiated direct requests for emergency federal intervention and immediate Congressional oversight.

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## Immediate Demands for Federal Action:

- Full federal investigation** by the Department of Justice and FBI into your conduct and **criminal prosecution** to the maximum extent of the law for your role in these violations that continue to cause irreparable harm to me and my child.
- Immediate federal prosecution** for your role in civil rights violations.
- Immediate enforcement of all ADA, Section 504, Olmstead Act, 1915c, and disability-related protections that you have failed to uphold with intent to harm, maliciously, and willingly neglecting and abandoning your federal duties to harm me and my child.**
- A full federal forensic audit of Office of Civil Rights's (OCR's) involvement in obstructing justice and ignoring all disability protections for a single disabled father and his disabled special needs autistic child.**
- Immediate restoration of all federal, state, and local rights for me and my child.**
- Immediate “legitimate” federal investigation into the ongoing Olmstead Act violations that we are experiencing causing us irreparable harm, 504 violations, Section 1915c violations, VAWA violations, and all the others noted.**

Your actions **have resulted in irreparable harm** and must be prosecuted under the full extent of federal law.

Sincerely,



John R. Fouts, MBA  
Plaintiff Pro Se  
2904 Sitka Dr. L29  
Louisville, KY 40299

P. 502.956.0052 (Text Only – ADA Accommodations)  
F. 502.996.8246 (HIPAA Compliant)  
E. [Fouts.John@gmail.com](mailto:Fouts.John@gmail.com) | [PatientAdvocacy@sfnlife.org](mailto:PatientAdvocacy@sfnlife.org)